

# STATE OF COLORADO

DEPARTMENT OF REVENUE  
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John W. Hickenlooper  
Governor

Barbara J. Brohl  
Executive Director

## Colorado Department of Revenue Marijuana Enforcement Division

### **Emergency New Regulations Concerning:**

New Regulation, Retail Marijuana Code - Rule 100 Series – General Applicability;  
New Regulation, Retail Marijuana Code - Rule 200 Series – Licensing;  
New Regulation, Retail Marijuana Code - Rule 300 Series – The Licensed Premises;  
New Regulation, Retail Marijuana Code - Rule 400 Series – Retail Marijuana Store;  
New Regulation, Retail Marijuana Code - Rule 500 Series – Retail Marijuana Cultivation Facility;  
New Regulation, Retail Marijuana Code - Rule 600 Series – Retail Marijuana Products Manufacturing Facility;  
New Regulation, Retail Marijuana Code - Rule 700 Series – Retail Marijuana Testing Facility;  
New Regulation, Retail Marijuana Code - Rule 800 Series – Transportation and Storage;  
New Regulation, Retail Marijuana Code - Rule 900 Series – Business Records and Reporting;  
New Regulation, Retail Marijuana Code - Rule 1000 Series – Labeling, Packaging, and Products Safety;  
New Regulation, Retail Marijuana Code - Rule 1100 Series – Signage, Marketing and Advertising;  
New Regulation, Retail Marijuana Code - Rule 1200 Series – Enforcement;  
New Regulation, Retail Marijuana Code - Rule 1300 Series – Discipline; and  
New Regulation, Retail Marijuana Code - Rule 1400 Series – Division, Local Jurisdiction, and Law Enforcement Procedures.

### **Statement of Emergency Justification and Adoption**

Pursuant to Article 18, Subsection 16(5)(a) of the Colorado Constitution and sections 24-4-103 and 12-43.4-202, C.R.S, I, Barbara Brohl, Executive Director of the Department of Revenue, hereby adopt the aforementioned new retail marijuana regulations, which are attached hereto.

Section 24-4-103(6), C.R.S., authorizes the State Licensing Authority to issue an emergency regulation if the State Licensing Authority finds that the immediate adoption of the regulation is imperatively necessary to comply with a state law or for the preservation of public health, safety, or welfare and compliance with the requirements of section 24-4-103, C.R.S., would be contrary to the public interest

I find that the immediate adoption of these new regulations is necessary to comply with the constitutional mandates of Article 18 Subsection 16(5)(a), which became effective on December 10, 2012, and the

mandates of sections 12-43.4-101 *et. seq.*, of the Colorado Revised Statutes, adopted through House Bill 13-1317, which became effective on May 28, 2013.

### **Statutory Authority**

The statutory authority for the creation of these new regulations is cited above.

### **Purpose**

To create new regulations that conform to the requirements of Article 18, Subsection 16(5)(a) of the Colorado Constitution and House Bill 13-1317, which require the State Licensing Authority to adopt and promulgate rules, respectively, to provide for the proper regulation and control of the cultivation, manufacture, distribution, sale, and testing of retail marijuana and retail marijuana products no later than July 1, 2013. These regulations shall become effective July 1, 2013.

Emergency adoption is necessary to meet the July 1, 2013 deadline required by Article XVIII, Subsection 16(5)(a) of the Colorado Constitution and House Bill 13-1317. Given the short deadlines for implementation of the emergency regulations, the State Licensing Authority is considering the Amendment 64 Task Force recommendations, the special Joint Select Committees review of the Amendment 64 Task Force recommendations, and the extensive prior public testimony received over implementation of Amendment 64 for implementing the emergency regulations.

Soon after adopting these emergency regulations, the State Licensing Authority will commence permanent rule-making procedures in accordance with section 24-4-103, C.R.S. of the state Administrative Procedure Act. The State Licensing Authority will convene a representative group of participants with an interest in the subject areas of the rule-making to submit views or otherwise participate informally in conferences. Additionally, a public hearing will be held that will afford interested persons an opportunity to submit oral testimony, written data, views or arguments for the State Licensing Authority to consider prior to adopting permanent rules in accordance rule-making procedure found in section 24-4-103, C.R.S. of the state Administrative Procedure Act.

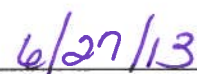


Barbara Brohl

Executive Director

Colorado Department of Revenue

State Licensing Authority

  
Date